

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

---

Tenner Murphy, by his guardian Kay Murphy; Marrie Bottelson; Dionne Swanson; and on behalf of others similarly situated,

Plaintiffs,  
v.

Jodi Harpstead, in her Capacity as Commissioner of the Minnesota Department of Human Services,

Defendant.

---

Civil No. 16-cv-2623 (DWF/BRT)

**UNOPPOSED MOTION FOR  
PRELIMINARY APPROVAL OF  
CLASS ACTION SETTLEMENT  
AGREEMENT**

Plaintiffs move this Court for an Order that grants preliminary approval of the Parties' proposed Settlement Agreement for the purposes of approving and ordering dissemination of the Notice Documents, as described in Paragraph 6 of the Agreement; sets a time for the filing and hearing of the Parties' joint motion for Costs and Attorneys' Fees pursuant to Rule 23(h)(1); and schedules a Fairness Hearing consistent with the requirements of Rule 23(e)(2) of the Federal Rules of Civil Procedure. This motion is brought pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, and is based upon the files, records, and proceedings herein, including the memorandum of law filed and served with this motion.

**MID-MINNESOTA LEGAL AID  
MINNESOTA DISABILITY  
LAW CENTER**

Dated: July 1, 2022

By: s/Justin H. Perl

Justin H. Perl (#151397)  
Steven C. Schmidt (#0392442)  
Justin M. Page (#0321631)  
Eren Sutherland (#0397863)  
111 N. 5th St., Suite #100  
Minneapolis, MN 55403  
Telephone: 612-746-3727  
Fax: 612-334-5755  
jperl@mylegalaid.org  
sschmidt@mylegalaid.org  
jmpage@mylegalaid.org  
esutherland@mylegalaid.org

**ANTHONY OSTLUND  
LOUWAGIE DRESSEN &  
BOYLAN P.A.**

Dated: July 1, 2022

By: s/Steven M. Pincus

Joseph W. Anthony (#0002872)  
Steven M. Pincus (#0171414)  
Peter J. McElligott (#0397578)  
90 South 7th Street  
3600 Wells Fargo Center  
Minneapolis, Minnesota 55402  
Telephone: 612-349-6969  
janthony@anthonyostlund.com  
spincus@anthonyostlund.com  
pmcelligott@anthonyostlund.com

**NICHOLS KASTER, PLLP**

Dated: July 1, 2022

By: s/Laura A. Farley

Steven Andrew Smith (#0260836)  
Laura A. Farley (#0397455)  
4700 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402  
Telephone: (612) 256-3200  
Facsimile: (612) 338-4878  
smith@nka.com  
lfarley@nka.com

**ATTORNEYS FOR PLAINTIFFS**